## IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF PENNSYLVANIA

MICHAEL and ALECIA FLOOD, : Civil Action No.: 2:18-cv-01310-MRH

individually and as Parents and Natural :
Guardians of TYLER FLOOD, a minor, : HONORABLE MARK R. HORNAK

Plaintiffs,

VS.

GEORGE VILLEGAS, JR. and PAM
VILLEGAS, individually and as Parents
and Natural Guardians of MEGAN
VILLEGAS; DAVID and CHRISTY
SHERK, individually and as Parents and
Natural Guardians of K.S., a minor; DAVID
and CHRISTINE SEAMAN, individually
and as Parents and Natural Guardians of
C.S., a minor; CRIS and KIMBERLY
SALANCY, individually and as Parents
and Natural Guardians of E.S., a minor;
DAVID and LYNN REINA, individually and
as Parents and Natural Guardians of H.R.,
a minor; SENECA VALLEY SCHOOL

DISTRICT; BUTLER COUNTY DISTRICT ATTORNEY'S OFFICE; and BUTLER COUNTY, PENNSYLVANIA,

Defendants.

## PLAINTIFFS' RESPONSE TO THE RULE 12(b)(6) MOTIONS OF THE INDIVIDUAL DEFENDANTS AT DOCUMENT NUMBERS 36, 38, 40, 42, 47, 49, 54, 56 AND 58

AND NOW, come the Plaintiffs, Michael and Alecia Flood, individually and as Parents and Natural Guardians of Tyler Flood, a minor, by and through their attorneys, Craig L. Fishman, Esquire and Shenderovich, Shenderovich & Fishman, P.C. and file

the following Response to the Rule 12(b)(6) Motions of the Individual Defendants at Document Numbers 36, 38, 40, 42, 47, 49, 54, 56 and 58:

Plaintiffs incorporate their Brief in Opposition to the Rule 12(b)(6) Motions of the Individual Defendants at Document Numbers 36, 38, 40, 42, 47, 49, 54, 56 and 58, as fully as if it were set forth at length herein. Plaintiffs respectfully request that the Court deny all of Defendants' Rule 12(b)(6) Motions except as noted in the Brief which has been incorporated by reference.

Respectfully submitted,

Shenderovich, Shenderovich & Fishman, P.C.

By: /s/ Craig L. Fishman

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Attorney for Plaintiffs

Case 2:18-cv-01310-MRH Document 72 Filed 01/11/19 Page 3 of 3

**CERTIFICATE OF SERVICE** 

All parties represented by counsel have been served by the Court's CM/ECF

system. David Reina and Lynn Reina are unrepresented, and have been served with

this document via email at the email addresses listed on their Waiver of the Service of

Summons forms as follows:

Lynn Reina (<a href="mailto:shields148@hotmail.com">shields148@hotmail.com</a>)

David Reina (pghsteelers74@hotmail.com)

/s/ Craig L. Fishman

Craig L. Fishman, Esquire Attorney for Plaintiffs